

SCOTT N. SCHOOLS (SC 9990)
United States Attorney

BRIAN J. STRETCH, (CABN 163973)
Chief, Criminal Division

THOMAS M. O'CONNELL (NYSBN 1801950)
Assistant United States Attorney

150 Almaden Blvd., Suite 900
San Jose, California 95113
Telephone: (408) 535-5053
Fax: (408) 535-5066
Email: thomas.m.oconnell@usdoj.gov

FILED
SEP 14 2007
HONORABLE CLERK
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

Attorneys for Plaintiff

FOUR (4) CERTIFIED COPIES
OF WRIT DELIVERED TO THE
US MARSHAL SEP 14 2007
Date

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

SAUL MAXIAS NIETO,

Defendant.

NO. CR 07-00525-JF

NO. CR ~~07-00525-JF~~ XX - XXX XX - SEALED

**PETITION FOR AND WRIT
OF HABEAS CORPUS
AD PROSEQUENDUM**

Date: September 27, 2007

Time: 9:30 am

TO: The Honorable Patricia V. Trumbull, United States Magistrate Judge of the
United States District Court for the Northern District of California:

The petition of Thomas M. O'Connell, Assistant United States Attorney, respectfully
requests that this Court issue a Writ of Habeas Corpus Ad Prosequendum for the person
SAUL MAXIAS NIETO, CDC# V94301, of whose place of custody and jailor are set

**PETITION FOR AND WRIT OF
HABEAS CORPUS AD PROSEQUENDUM**

USMS to USCA
10/1/07

1 forth in the requested Writ, attached hereto.

2 WHEREFORE, your petitioner prays that this Honorable Court do forthwith order that the
3 attached Writ of Habeas Corpus Ad Prosequendum issue the Writ as presented.

4 Respectfully submitted,
5 SCOTT N. SCHOOLS
6 United States Attorney

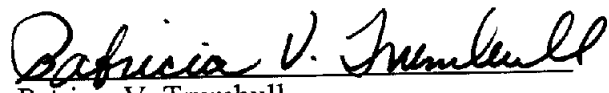
7 DATED: September 12, 2007

8 
THOMAS M. O'CONNELL
Assistant United States Attorney

9
10 Based upon the application of the United States Attorney set forth above, and good cause
11 appearing therefore, the application for a petition directing the issuance of a Writ of Habeas
12 Corpus Ad Prosequendum requiring the production of SAUL MAXIAS NIETO, CDC# V94301,
13 forthwith for Initial Appearance before this Court on September 27, 2007 at 9:30a.m., or as soon
14 thereafter as possible, is granted.

15
16 IT IS SO ORDERED.

17
18 DATED: 9/13/07

19 
Patricia V. Trumbull
United States Magistrate Judge

TO THE PRESIDENT OF THE UNITED STATES OF AMERICA

TO: FEDERICO ROCHA, United States Marshal, Northern District of California,
and/or any of his authorized deputies, and Warden, North Kern State Prison.

GREETINGS

We command that on September 27, 2007 at 9:30a.m., or as soon thereafter as possible,
you have and produce the body of SAUL MAXIAS NIETO, CDC# V04301, in your custody at
the U.S. Marshals Office, 280 S. First Street, San Jose, California from North Kern State Prison,
for Initial Appearance on September 27, 2007. We further command that at the government or
Court's request you bring SAUL MAXIAS NIETO, to the Courtroom of Magistrate Patricia V.
Trumbull, United States District Court, 280 S. First Street, 4th Floor, San Jose, California, and
that immediately after the conclusion of the hearing, you return him forthwith to North Kern
State Prison, or abide by such order of the Court concerning the prisoner. We further command
that you produce said prisoner at all times necessary until the termination of the proceedings in
this case.

WITNESS the Honorable Patricia V. Trumbull, United States Magistrate Judge,
United States District Court for the Northern District of California.

DATED: Sept 14, 2007

CLERK, UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

By:

Cita J. Escobedo
DEPUTY CLERK